

**AN ORDINANCE BY  
CITY UTILITIES COMMITTEE**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-7650-04B, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIX MILLION DOLLARS (\$6,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") did enter into an agreement with Republic Services of Georgia, LP for FC-7650-04B, Annual Contract for Disposal of Municipal Solid Waste, pursuant to Resolution 04-R-1765; and

**WHEREAS**, said Agreement did contain a one (1) year base term, with four (4) one (1) year renewal options at the City's sole discretion, with the base year expiring on November 21, 2005; and

**WHEREAS**, a 90-day extension was granted by the Chief Procurement Officer with an expiration date of February 21, 2006; and

**WHEREAS**, Renewal Agreement No. 1 was adopted by City Council on December 5, 2005 and approved by the Mayor on December 13, 2005 pursuant to Resolution 05-R-2328; and

**WHEREAS**, Renewal Agreement No. 2 was adopted by City Council on January 2, 2007 and approved by the Mayor on January 9, 2007 pursuant to Resolution 06-R-2707; and

**WHEREAS**, the initial funding in an amount not to exceed Three Million Six Hundred Thousand Dollars (\$3,600,000.00), for Renewal Agreement No. 2 was from the 2006-2007 budget and additional legislation is needed for the remaining funding of Renewal Agreement No. 2 from the 2007-2008 budget; and

**WHEREAS**, the Contractor has performed the contracted services satisfactorily; and

**WHEREAS**, the Commissioner of the Department of Public Works has reviewed and recommended increasing the not to exceed amount of Renewal Agreement No. 2; and

**WHEREAS**, the Commissioner of the Department of Public Works recommends Renewal Agreement No. 3 with Republic Services of Georgia, LP for FC-7560-04B, Annual Contract for Disposal of Municipal Solid Waste, be increased in an amount not to exceed Six Million Dollars (\$6,000,000.00), which is vital to the City's on-going municipal solid waste disposal program.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:**

**SECTION 1:** That the Mayor is authorized to enter into Renewal Agreement No. 3 ("Agreement") Republic Services of Georgia, LP ("Republic Services") for FC-7650-04B, Annual Contract for Disposal of Municipal Solid Waste, in an amount not to exceed Six Million Dollars (\$6,000,000.00).

**SECTION 2:** That the term of Renewal Agreement No. 3 shall be one (1) year effective January 23, 2008 to January 22, 2009.

**SECTION 3:** That the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

**SECTION 4:** That this Agreement will not become binding on the City, and the City will incur no liability or obligation under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Republic Services.

**SECTION 5:** That Article X of the City of Atlanta's Procurement Code is hereby waived to the extent that such applies to the authorization of Renewal Agreement No.3.

**SECTION 6:** That all contracted services will be charged to and paid from Fund, Account and Center Number: 1001 (General Fund) 5212001 (Consultant/Prof. Services) 130213 (Recycling and Collection).

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

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**A. To be completed by Legislative Counsel:**

**Committee of Purview:** City Utilities Committee

**Caption:** AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-7650-04B, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIX MILLION DOLLARS (\$6,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.

**Council Meeting Date:** March 3, 2008

**Requesting Dept.:** Department of Public Works

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

This legislation will not only authorize the renewal of FC-7650-04B Disposal of Municipal Solid Waste but also add additional payment authorization to the existing contract. This contract provides for the disposal of solid waste to all City departments.

**2. Please provide background information regarding this legislation.**

This legislation will be the third renewal of this contract. The City first entered into this contract due to the closure of the Live oak Landfill which was previously the disposal vendor for the City. On the previous renewal of this contract funding was only provided for that portion of the contract term occurring during Fiscal 06-07. Sending authorization was never granted for the remainder of the contract term July 07 - Feb 08. In good faith the contractor has continued to provide the service and requires payment per the contract. This legislation will authorize the additional not to exceed amount for the balance of the current contract term.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Unit price service contract.

**(b) Source Selection:**

**(c) Bids/Proposals Due:** N/A

**(d) Invitations Issued:** N/A

**(e) Number of Bids:** N/A

**(f) Proposals Received:** N/A

**(g) Bidders/Proponents:** N/A

**(h) Term of Contract:** N/A

**(I) Fund Account Center:** 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION)

**5. Source of Funds:** N/A

**6. Fiscal Impact:** N/A

**7. Method of Cost Recovery:** .N/A

**This Legislative Request Form Was Prepared By:** Soraya Belgrave

**LEGISLATIVE SUMMARY  
REQUEST FOR RENEWAL NO. 3**

**FC – 7650-04B, Renewal Contract for Disposal of Municipal Waste**

**TO: CITY UTILITIES COMMITTEE**

**CAPTION**

**AN ORDINANCE AUTHORIZING THE MAYOR TO INCREASE RENEWAL AGREEMENT NO. 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-7650-04B, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIX MILLION DOLLARS (\$6,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.**

<b>Committee Meeting Date:</b>	<b>February 26, 2008</b>
<b>Council Meeting Date:</b>	<b>March 3, 2008</b>
<b>Legislation Title:</b>	<b>Republic Services of Georgia, Renewal Agreement #3</b>
<b>Requesting Dept.:</b>	<b>Department of Public Works</b>
<b>Contract Type:</b>	<b>Professional Services</b>
<b>Advertisement:</b>	<b>Atlanta Journal Constitution 02/01/04 and 02/08/04</b>
<b>Bids/Proposals Due:</b>	<b>08/04/04</b>
<b>Invitations Mailed:</b>	<b>30</b>
<b>Bids/Proposals Received:</b>	<b>5</b>
<b>Bidders/Proponents:</b>	<b>Advanced Disposal Services, Inc. Republic Services of Georgia Waste Management BFI Waste Systems Global Engineering Environmental Technology</b>
<b>Contractor:</b>	<b>Republic Services of Georgia</b>
<b>Estimated Value:</b>	<b>\$9,000,000.00</b>
<b>Scope Summary:</b>	<b>DISPOSAL SERVICES OF MUNICIPAL SOLID WASTE ("MSW") within the city of Atlanta limits.</b>

The city disposes of approximately 240,000 to 320,000 tons of solid waste and other waste per year. The types of waste include, but are not limited to the following: municipal solid waste, sewage sludge, dead animal carcasses, white goods, asbestos, tires, ashes from incinerators and yard waste.

**Background:**

Original contract - \$4,886,700.00; 11/22/04 – 11/21/05; Legislation ID 04-R-1765.

Renewal No. 1 \$4,800,000.00; 01/23/06 – 01/22/07  
Legislation ID 05-R-2328

Renewal No. 2 \$3,600,000.00; 01/23/07 – 01/22/08  
Legislation ID 06-R-2707.

**Evaluation Team:**

Department of Public Works, Office of Contract Compliance

**Term of Contract:**

One (1) year with four (4) one (1) year options to renew. Renewal No. 3: 1/23/08 – 1/22/09

**Fund Account Centers:**

1001 (GENERAL FUND) 5212001  
(CONSULTANT/PROF SERVICES) 130213  
(RECYCLING AND COLLECTION)

**Prepared By:**

Kelly Woolfolk, Contracting Officer

**Contact Number:**

404-330-6536



CITY OF ATLANTA  
DEPT. OF PROCUREMENT

2004 SEP -8 AM 8:59

# CITY OF ATLANTA

SHIRLEY FRANKLIN  
MAYOR

OFFICE OF CONTRACT COMPLIANCE  
55 TRINITY AVENUE SW, SUITE 1700  
ATLANTA, GEORGIA 30303  
OFFICE (404) 330-6010  
FAX (404) 658-7359

## MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer  
Department of Procurement

FROM: Hubert Owens, Acting Director  
Office of Contract Compliance

DATE: August 31, 2004

RE: Recommendation for FC 7650-04, Disposal of Municipal Solid Waste

The Office of Contract Compliance has reviewed the five (5) bids for minority and female business enterprise participation. All five bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only four bidders have been deemed responsive by the Office of Compliance. For your information, they have committed to utilizing AABEs and FBEs as indicated below:

### Waste Management of Metro Atlanta, Inc. d/b/a Pine Bluff Landfill, Inc.

Lewis Trucking	AABE 6%
MST International	AABE 5%
Wallace Coopwood & Associates	AABE 6%
C.E.S. Trucking	FBE 2%
First Class, Inc.	FBE 5%
Lesco Services	FBE 5%
Stafford Transport South, LLC	FBE 5%
<b>Participation Total</b>	<b>34%</b>

### Republic Services of Georgia, LLP

Deamsan, Inc.	FBE 15%
Woody Trucking	FBE 7%
Attache	AABE 1%
Metro Petroleum	AABE 7%
Genesis Testing Service, Inc.	AABE 5%
<b>Participation Total</b>	<b>35%</b>

Adam L. Smith  
August 31, 2004  
Page 2

**Advanced Disposal Services, Inc.**

Garnett Trucking	AABE 47%
Latham Home Sanitation	FBE 4%
<b>Participation Total</b>	<b>51%</b>

**BFI**

Stafford Transport South, LLC	FBE 31%
Woody Trucking	FBE 31%
<b>Participation Total</b>	<b>62%</b>

**Global Engineering Environmental Technology, LLC**

D & D Operation	AABE 0.5%
Coastal Construction	FBE 2%
<b>Participation Total</b>	<b>2.5%</b>
<b>Non-responsive</b>	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File  
Djuana Herron, DOP





CITY OF ATLANTA  
DEPT. OF PROCUREMENT  
08 JAN 23 PM 3:34

SHIRLEY FRANKLIN  
MAYOR

**CITY OF ATLANTA**  
55 TRINITY AVE., SW, ATLANTA, GEORGIA 30303-0324  
SUITE 4700, CITY HALL - SOUTH  
(404) 330-6240  
FAX (404) 658-7552  
email: publicworks@atlanta.gov

DEPARTMENT OF PUBLIC WORKS

David E. Scott, P.E.  
Commissioner

MEMORANDUM FOR: REQUEST FOR RENEWAL

TO: Adam L. Smith, Chief Procurement Officer  
Department of Procurement

FROM: David E. Scott, P.E, Commissioner  
Department of Public Works

SUB: **REQUEST FOR RENEWAL OF CONTRACT – FC-7650-04A & B**  
**Disposal of Municipal Solid Waste**

**Contractor(s):** Advanced Disposal  
Republic Services of Georgia

DATE: **January 23, 2008**

**A. DESCRIPTION OF NEED**

The Department of Public Works (DPW) submits a formal request to process Renewal Option Number 3 on the above captioned Agreements.

We are submitting the required paperwork for Cycle 4. This legislation will be drafted as an Ordinance as the contracts will have expired by the time the legislation goes before council.

Cycle	Complete Legislative Request Due to Law Department	Supporting Docs due from Procurement/ dept. liaison to Law Dept.	Legislation due to CPO from dept. liaison	Legislation due from CPO to dept. liaison	To COS from dept. liaison	From COS to City Council	City Council Committee Meetings	Committee on Council & City Council Meetings
4	January 16, 2008*	1/25	2/5	2/08	2/13	2/15	February 26-27, 2008	March 3, 2008

If additional information is needed, contact Soraya Belgrave at Ext. 6002.

DES/sb

Attachments:

- 1- LRF
- 2- Requisitions

cc: James Swope, Department of Public Works  
Cathy Martin, Department of Procurement  
Soraya Belgrave, Department of Public Works / File

## REQUISITION

$$\begin{array}{|c|c|c|c|} \hline 1 & 3 & 0 & 2 \\ \hline \end{array} - \begin{array}{|c|c|c|c|} \hline 1 & 3 & 1 & 0 \\ \hline \end{array}$$

SHIP-TO CODE	1	7	5
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**CENTER**

January 28, 2008

TOTAL

DATE \_\_\_\_\_

04-5

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Soraya Belgrave

Contact Number: (404) 330-6002

Originating Department: Department of Public Works

Committee(s) of Purview: City Utilities

Chief of Staff Deadline: February 13, 2008

Anticipated Committee Meeting Date(s): February 26, 2008

Anticipated Full Council Date: March 3, 2008

Legislative Counsel's Signature: Terry Grandison 

Commissioner Signature: 

Chief Procurement Officer Signature: \_\_\_\_\_

CAPTION

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-7650-04B, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIX MILLION DOLLARS (\$6,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_

(date) 4/13/08  (date) Received

by Mayor's Office: \_\_\_\_\_ Reviewed by: \_\_\_\_\_

(date) \_\_\_\_\_ Submitted to Council: \_\_\_\_\_

(date)